



Iowa General Assembly  
Daily Bills, Amendments & Study Bills  
February 18, 2011

**House Concurrent Resolution 10 - Introduced**

PAG LIN

HOUSE CONCURRENT RESOLUTION NO.

BY SCHULTE

1 1 A Concurrent Resolution requesting the legislative  
1 2 council to establish an interim study committee to  
1 3 examine domestic abuse.  
1 4 WHEREAS, the legislative council is requested to  
1 5 authorize a study for the 2011 legislative interim  
1 6 examining domestic abuse; and  
1 7 WHEREAS, the study recommendations and findings  
1 8 shall include but are not limited to the effectiveness  
1 9 of the supervision and monitoring of persons charged  
1 10 with or convicted of violations of criminal no=contact  
1 11 orders or civil protective orders; the availability of  
1 12 domestic abuse shelters and support services to victims  
1 13 of domestic abuse; the authority and effectiveness  
1 14 of the issuance of protective orders for companion  
1 15 animals owned or held by victims of domestic abuse; and  
1 16 the issuance of protective orders in domestic abuse,  
1 17 harassment, and stalking cases; and  
1 18 WHEREAS, the study is requested to be conducted  
1 19 by a legislative study committee consisting of seven  
1 20 members of the general assembly representing both  
1 21 political parties and both houses of the general  
1 22 assembly, consisting of four members of the house of  
1 23 representatives and three members of the senate, with  
1 24 the legislative council designating the chairperson and  
1 25 co=chairperson; NOW THEREFORE,  
1 26 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
1 27 THE SENATE CONCURRING, That the legislative council  
1 28 establish an interim study committee examining domestic



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House Concurrent Resolution 10 - Introduced continued

- 2 1 abuse and issue its findings and recommendations in a
- 2 2 report to the general assembly by January 9, 2012, for
- 2 3 consideration during the 2012 legislative session.

LSB 1786YH (3) 84

jm/rj



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**House File 328 - Introduced**

HOUSE FILE  
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO HSB 79)

**A BILL FOR**

1 An Act relating to matters under the purview of the division  
2 of banking of the department of commerce, and including  
3 effective date provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 1246HV (2) 84

rn/sc



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House File 328 - Introduced continued

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1 1 Section 1. Section 524.211, subsection 3, Code 2011, is  
1 2 amended to read as follows:

1 3 3. The superintendent, general counsel, examiners, and  
1 4 other employees of the banking division, who have credit  
1 5 relations with a person or entity licensed or registered  
1 6 pursuant to chapter 535B, 535D, or 536C, are prohibited from  
1 7 participating in decisions, oversight, and official review  
1 8 of matters concerning the regulation of the licensee or  
1 9 registrant.

1 10 Sec. 2. Section 524.212, subsection 2, Code 2011, is amended  
1 11 to read as follows:

1 12 2. The superintendent may receive documents, materials,  
1 13 or other information, including otherwise confidential and  
1 14 privileged documents, materials, or other information, from  
1 15 other local, state, federal, and international regulatory  
1 16 agencies, the conference of state bank supervisors and its  
1 17 affiliates or subsidiaries, the American association of  
1 18 mortgage regulators and its affiliates or subsidiaries, and  
1 19 the national association of consumer credit administrators  
1 20 and its affiliates or subsidiaries, and shall maintain as  
1 21 confidential and privileged any such document, material, or  
1 22 other information received with notice or the understanding  
1 23 that it is confidential or privileged under the laws of the  
1 24 jurisdiction that is the source of the document, material, or  
1 25 other information. With respect to documents, materials, or  
1 26 other information that is shared or stored electronically,  
1 27 the superintendent is authorized to take any necessary steps  
1 28 to ensure the division's information technology systems  
1 29 comply with the information technology security requirements  
1 30 established by any of the regulatory agencies or associations  
1 31 of state regulatory agencies described in this section.

1 32 Sec. 3. Section 524.904, subsection 5, Code 2011, is amended  
1 33 to read as follows:

1 34 5. a. A state bank may grant loans and extensions of credit  
1 35 to a ~~corporate~~ borrowing group in an amount not to exceed



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2 1 twenty=five percent of the state bank's aggregate capital if  
2 2 all loans and extensions of credit to any one borrower within  
2 3 a ~~corporate~~ borrowing group conform to subsection 2 or 3, and  
2 4 the financial strength, assets, guarantee, or endorsement of  
2 5 any one ~~corporate~~ borrowing group member is not relied upon  
2 6 as a basis for loans and extensions of credit to any other  
2 7 ~~corporate~~ borrowing group member. A state bank may grant loans  
2 8 and extensions of credit to a ~~corporate~~ borrowing group in an  
2 9 amount not to exceed thirty=five percent of aggregate capital  
2 10 if all loans and extensions of credit to any one borrower  
2 11 within a ~~corporate~~ borrowing group conform to subsection 2,  
2 12 3, or 4, and the financial strength, assets, guarantee, or  
2 13 endorsement of any one ~~corporate~~ borrowing group member is not  
2 14 relied upon as a basis for loans and extensions of credit to  
2 15 any other ~~corporate~~ borrowing group member. ~~A corporate group~~  
~~2 16 includes a person and all corporations in which the person~~  
~~2 17 owns or controls fifty percent or more of the shares entitled~~  
~~2 18 to vote. While not to be construed as an endorsement of the~~  
2 19 quality of any loan or extension of credit, the superintendent  
2 20 may authorize a state bank to grant loans and extensions of  
2 21 credit to a borrowing group in an amount not to exceed fifty  
2 22 percent of aggregate capital if all loans and extensions of  
2 23 credit to any one borrower within a borrowing group conform  
2 24 to subsection 2 or 3, and the financial strength, assets,  
2 25 guarantee, or endorsement of any one borrowing group member is  
2 26 not relied upon as a basis for loans and extensions of credit  
2 27 to any other borrowing group member.  
2 28 b. For the purposes of this subsection, a borrowing  
2 29 group includes a person and any legal entity, including but  
2 30 not limited to corporations, limited liability companies,  
2 31 partnerships, trusts, and associations where the following  
2 32 exist:  
2 33 (1) The interests of a group of more than one borrower,  
2 34 or any combination of the members of the group, are so  
2 35 interrelated that they should be considered a unit for the



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3 1 purpose of applying the lending limit limitations of this  
3 2 section. For the purposes of this subparagraph, interrelated  
3 3 borrowers include but are not limited to borrowers having  
3 4 separate operations that cannot exist without the other,  
3 5 borrowers sharing collateral, borrowers commingling assets,  
3 6 borrowers sharing operational proceeds, or borrowers for whom  
3 7 there is a common source of repayment for the borrowers' loans.

3 8 (2) One or more persons owns or controls fifty percent or  
3 9 more of the voting securities or membership interests of the  
3 10 borrowing entity or a member of the group.

3 11 (3) One or more persons controls, in any manner, the  
3 12 election of a majority of the directors, managers, trustees,  
3 13 or other persons exercising similar functions of the borrowing  
3 14 entity or a member of the group.

3 15 (4) One or more persons has the power to vote fifty percent  
3 16 or more of any class of voting securities or membership  
3 17 interests of the borrowing entity or a member of the group.

3 18 c. To demonstrate compliance with this subsection, a  
3 19 bank shall maintain in its files, at a minimum, all of the  
3 20 following:

3 21 (1) Documentation demonstrating the current ownership of  
3 22 the borrowing entity.

3 23 (2) Documentation identifying the persons who have voting  
3 24 rights in the borrowing entity.

3 25 (3) Documentation identifying the board of directors and  
3 26 senior management of the borrowing entity.

3 27 (4) The bank's assessment of the borrowing entity's means  
3 28 of servicing the loan or extension of credit, including  
3 29 specific reasons in support of that assessment. The assessment  
3 30 shall include an analysis of the borrowing entity's financial  
3 31 history, its present and projected economic and financial  
3 32 performance, and the significance of any financial support  
3 33 provided to the borrowing entity by members of the borrowing  
3 34 group and third parties.

3 35 Sec. 4. Section 524.904, subsection 7, Code 2011, is amended



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4 1 by adding the following new paragraph:

4 2 NEW PARAGRAPH. m. A renewal or restructuring of a loan as  
4 3 a new loan or extension of credit following the exercise by  
4 4 a state bank of reasonable efforts, consistent with safe and  
4 5 sound banking practices, to bring the loan into conformance  
4 6 with the lending limit, unless new funds are advanced by the  
4 7 bank to the borrower or unless a new borrower replaces the  
4 8 original borrower or unless the superintendent determines that  
4 9 the renewal or restructuring was undertaken as a means to evade  
4 10 the bank's lending limit.

4 11 Sec. 5. Section 524.1201, subsection 4, Code 2011, is  
4 12 amended by striking the subsection.

4 13 Sec. 6. Section 535B.4, Code 2011, is amended by adding the  
4 14 following new subsection:

4 15 NEW SUBSECTION. 8A. A licensee may not establish branch  
4 16 locations outside of the United States.

4 17 Sec. 7. Section 535B.6, Code 2011, is amended to read as  
4 18 follows:

4 19 535B.6 Licensing of ~~foreign corporation~~ certain corporations.

4 20 1. An applicant that is a ~~foreign corporation~~ incorporated  
4 21 under the laws of another state in the United States must be

4 22 authorized to do business in this state. ~~A foreign corporation~~

4 23 Such a corporation shall file with the license application both  
4 24 of the following:

4 25 1. a. An irrevocable consent, duly acknowledged, that  
4 26 suits and actions may be commenced against that licensee in the  
4 27 courts of this state by service of process in the usual manner  
4 28 provided for by the statutes and court rules of this state.

4 29 2. b. Proof of authorization to do business in this state.

4 30 2. Businesses that are incorporated outside of the United  
4 31 States are not eligible for a license.

4 32 Sec. 8. Section 535D.4, subsection 1, Code 2011, is amended  
4 33 to read as follows:

4 34 1. On or after January 1, 2010, an individual shall not  
4 35 engage in the business of a mortgage loan originator with



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5 1 respect to any dwelling or residential real estate located in  
5 2 this state without first obtaining and maintaining annually  
5 3 a license under this chapter. Each licensed mortgage loan  
5 4 originator must register with and maintain a valid unique  
5 5 identifier issued by the nationwide mortgage licensing system  
5 6 and registry.

5 7     Sec. 9. NEW SECTION. 535D.23 Reports of condition required  
5 8 ===== exceptions.

5 9     Each mortgage loan originator licensee shall submit  
5 10 reports of condition to the nationwide mortgage licensing  
5 11 system and registry unless the mortgage loan originator's  
5 12 activity is included in a report submitted by the mortgage  
5 13 loan originator's employer in accordance with section 535B.11,  
5 14 subsection 3, section 535B.18, or section 536A.14, subsection  
5 15 2. The reports shall be in such form and shall contain such  
5 16 information as the nationwide mortgage licensing system and  
5 17 registry may require.

5 18     Sec. 10. EFFECTIVE UPON ENACTMENT. The section of this Act  
5 19 amending section 524.904 takes effect upon enactment.

5 20                                     EXPLANATION

5 21     This bill makes several changes in connection with banking  
5 22 and mortgage regulation by the division of banking of the  
5 23 department of commerce.

5 24     The bill provides that the superintendent of banking  
5 25 is authorized to ensure that the division's information  
5 26 technology systems comply with information technology  
5 27 security requirements established by any regulatory agency or  
5 28 association of regulatory agencies specified in Code section  
5 29 524.212.

5 30     The bill makes changes regarding provisions relating to  
5 31 a state bank granting loans and extensions of credit to a  
5 32 corporate group. The bill provides that, while not to be  
5 33 construed as an endorsement of the quality of any loan or  
5 34 extension of credit, the superintendent may authorize a state  
5 35 bank to grant loans and extensions of credit to a corporate





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6 1 group in an amount not to exceed 50 percent of aggregate  
6 2 capital if all loans and extensions of credit to any one  
6 3 borrower within a corporate group conform to an applicable  
6 4 percentage of capital limitations and the financial strength,  
6 5 assets, guarantee, or endorsement of any one corporate group  
6 6 member is not relied upon as a basis for loans and extensions  
6 7 of credit to any other corporate group member.  
6 8     The bill modifies the definition of a corporate group for  
6 9 purposes of applying group bank lending limits and replaces  
6 10 references to "corporate" group with "borrowing" group. The  
6 11 bill states that a borrowing group includes a person and any  
6 12 legal entity, including but not limited to corporations,  
6 13 limited liability companies, partnerships, trusts, and  
6 14 associations. The bill specifies that a borrowing group shall  
6 15 include the interests of a group of more than one borrower,  
6 16 or any combination of the members of the group, which are  
6 17 so interrelated, as defined in the bill, that they should be  
6 18 considered a unit for the purpose of applying the lending  
6 19 limits; one or more persons owning or controlling 50 percent  
6 20 or more of the voting securities or membership interests  
6 21 of the borrowing entity or a member of the group; one or  
6 22 more persons controlling, in any manner, the election of a  
6 23 majority of the directors, managers, trustees, or other persons  
6 24 exercising similar functions of the borrowing entity or a  
6 25 member of the group; or one or more persons having the power  
6 26 to vote 50 percent or more of any class of voting securities  
6 27 or membership interests of the borrowing entity or a member  
6 28 of the group. The bill states that required documentation to  
6 29 demonstrate compliance with borrowing group bank lending limits  
6 30 includes, at a minimum, demonstrating the current ownership  
6 31 of the borrowing entity, identifying the persons who have  
6 32 voting rights in the borrowing entity, identifying the board  
6 33 of directors and senior management of the borrowing entity,  
6 34 and the bank's assessment of the borrowing entity's means of  
6 35 servicing the loan or extension of credit including specific



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7 1 reasons in support of that assessment.

7 2 The bill deletes a provision which states that a bank shall  
7 3 not operate a loan production office or deposit production  
7 4 office in Iowa unless either the bank has received approval  
7 5 from the superintendent or the bank operated the loan  
7 6 production office or deposit production office prior to July  
7 7 1, 2006.

7 8 The bill includes in the list of exemptions from a bank's  
7 9 lending limit a renewal or restructuring of a loan as a new  
7 10 loan or extension of credit if efforts had been made to bring  
7 11 the loan into conformance with the lending limit, unless as  
7 12 part of the renewal or restructuring new funds are advanced  
7 13 by the bank to the borrower or a new borrower replaces the  
7 14 original borrower or the superintendent determines that a  
7 15 renewal or restructuring was undertaken as a means to evade the  
7 16 bank's lending limit. This provision of the bill takes effect  
7 17 upon enactment.

7 18 The bill provides that a mortgage banker or mortgage broker  
7 19 licensed under Code chapter 535B may not establish branch  
7 20 locations outside of the United States, specifies that an  
7 21 applicant incorporated under the laws of another state in the  
7 22 United States must be authorized to do business in Iowa, and  
7 23 specifies that businesses that are incorporated outside of the  
7 24 United States are not eligible for licensure.

7 25 The bill adds persons or entities licensed under Code  
7 26 chapter 535D, the mortgage licensing act, to provisions  
7 27 prohibiting the superintendent, general counsel, examiners,  
7 28 and other employees of the banking division, if engaged in  
7 29 credit relations with the person or entity, from participating  
7 30 in specified regulatory actions over the person or entity.  
7 31 The bill provides that an individual shall not engage in  
7 32 the business of a mortgage loan originator with respect  
7 33 to any dwelling or residential real estate located in this  
7 34 state without obtaining and maintaining a license under Code  
7 35 chapter 535D. This provision had previously been restricted



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8 1 to "residential real estate". The bill establishes a new  
8 2 requirement that each mortgage loan originator licensee under  
8 3 the Code chapter shall submit to the nationwide mortgage  
8 4 licensing system and registry reports of condition required by  
8 5 the system and registry, unless the mortgage loan originator's  
8 6 activity is included in a mortgage call report submitted by  
8 7 the originator's employer in accordance with specified Code  
8 8 sections.

LSB 1246HV (2) 84  
rn/sc



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**House File 329 - Introduced**

HOUSE FILE  
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO HSB 85)

**A BILL FOR**

1 An Act relating to equipment dealership agreements by providing  
2 for supplier liability.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
TLSB 1923HV (2) 84  
da/nh



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House File 329 - Introduced continued

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1 1 Section 1. Section 322F.7, unnumbered paragraph 1, Code  
1 2 2011, is amended to read as follows:  
1 3 ~~A supplier violates~~ A violation of this chapter ~~if the~~  
1 4 ~~includes but is not limited to a supplier does~~ doing any of the  
1 5 following:  
1 6 Sec. 2. Section 322F.8, subsection 1, paragraph a,  
1 7 subparagraph (1), Code 2011, is amended to read as follows:  
1 8 (1) A dealer may bring a legal action against a supplier  
1 9 for damages sustained by the dealer as a consequence of  
1 10 the supplier's violation of any provision of this chapter,  
1 11 including but not limited to a violation described in section  
1 12 322F.7. A supplier violating this chapter shall compensate the  
1 13 dealer for damages sustained by the dealer as a consequence of  
1 14 the supplier's violation, together with the actual costs of the  
1 15 action, including reasonable attorney fees.  
1 16 Sec. 3. Section 322F.8, subsection 2, Code 2011, is amended  
1 17 to read as follows:  
1 18 2. a. If the payment or allowance of equipment repurchased  
1 19 pursuant to section 322F.3 is not made as required, or the  
1 20 supplier is found liable for damages pursuant to subsection  
1 21 1, paragraph "a", subparagraph (1), the amount due bears to  
1 22 the dealer shall bear interest at the rate of one and one-half  
1 23 percent per month calculated from the date that the dealership  
1 24 agreement was terminated.  
1 25 b. ~~If upon~~ Upon termination of a dealership agreement  
1 26 by nonrenewal or cancellation, by a dealer or supplier, if  
1 27 the supplier fails to make payment or credit the account of  
1 28 the dealer as provided in any provision of this chapter,  
1 29 the supplier is liable in a civil action brought by the  
1 30 dealer for the repurchase amount set forth in section 322F.3,  
1 31 plus interest as calculated pursuant to paragraph "a". The  
1 32 supplier's civil liability as provided in this paragraph shall  
1 33 be in addition to and not in lieu of any remedy provided by  
1 34 subsection 1, paragraph "a", subparagraph (1).

1 35 EXPLANATION



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2 1 This bill addresses supplier=dealership agreements under  
2 2 Code chapter 322F, involving franchises for agricultural  
2 3 equipment; all=terrain vehicles; and construction, industrial,  
2 4 or utility equipment. Generally the Code chapter regulates  
2 5 business relationships between dealerships and suppliers  
2 6 by providing for the terms and conditions of dealership  
2 7 agreements. Code section 322F.7 includes a list of supplier  
2 8 violations and Code section 322F.8 provides a list of causes  
2 9 for a supplier's liability, including for damages sustained  
2 10 by a dealer as a consequence of a supplier's violation of  
2 11 the Code chapter. Code section 322F.3 provides that if a  
2 12 supplier terminates a dealership agreement, the supplier must  
2 13 repurchase the dealer's equipment and parts inventory. The  
2 14 bill expressly provides that if a supplier is found liable for  
2 15 damages resulting from a violation of the Code chapter, the  
2 16 amount due the supplier bears interest at the same rate as for  
2 17 the failure to repurchase equipment. It also provides that a  
2 18 supplier's civil liability is in addition to the repurchase  
2 19 amount required to be paid to the dealer.



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**House File 330 - Introduced**

HOUSE FILE

BY ALONS, MASSIE, SHAW,  
PEARSON, CHAMBERS, and  
DE BOEF

**A BILL FOR**

1 An Act relating to the granting of a marriage license when the  
2 parties are of the same gender and the related appellate  
3 jurisdiction of the supreme court.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
TLSB 2159YH (6) 84  
pf/rj



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1 1 Section 1. Section 595.3, Code 2011, is amended by adding  
1 2 the following new subsection:

1 3 NEW SUBSECTION. 6. Where both parties are of the same  
1 4 gender.

1 5 Sec. 2. COUNTY REGISTRAR DUTIES AND CONSTITUTIONAL  
1 6 AMENDMENT. Pursuant to section 595.3, subsection 6, as  
1 7 enacted in this Act, the county registrar shall not grant a  
1 8 marriage license where both parties are of the same gender  
1 9 until such time as an amendment to the Constitution of  
1 10 the State of Iowa defining marriage as the legal union of  
1 11 one man and one woman is submitted to the electorate for  
1 12 ratification. Following submission of such amendment to the  
1 13 electorate for ratification, if the amendment is ratified, the  
1 14 prohibition against a county registrar granting a marriage  
1 15 license to parties of the same gender shall continue to  
1 16 be enforced following the effective date of the amendment.  
1 17 Following submission of such amendment to the electorate for  
1 18 ratification, if the amendment is not ratified, section 595.3,  
1 19 subsection 6, as enacted in this Act, is repealed upon the  
1 20 official certification of the vote.

1 21 Sec. 3. APPELLATE JURISDICTION. The supreme court shall  
1 22 not have appellate jurisdiction over any prohibitions or  
1 23 restrictions established by this Act relating to the granting  
1 24 of a marriage license in this state.

1 25 EXPLANATION

1 26 This bill provides that no marriage license shall be granted  
1 27 where both parties are of the same gender. The bill directs  
1 28 that the county registrar shall not grant a marriage license  
1 29 where both parties are of the same gender until such time  
1 30 as an amendment to the Constitution of the State of Iowa  
1 31 defining marriage as the legal union of one man and one woman  
1 32 is submitted to the electorate for ratification. Following  
1 33 submission of the amendment to the electorate for ratification,  
1 34 if the amendment is not ratified, the provision prohibiting the  
1 35 granting of a marriage license where both parties are of the





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2 1 same gender is repealed upon the official certification of the  
2 2 vote.  
2 3 The bill also provides that the supreme court does not have  
2 4 appellate jurisdiction over any prohibitions or restrictions  
2 5 established by the bill relating to the granting of a marriage  
2 6 license in this state.

LSB 2159YH (6) 84

pf/rj



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HOUSE FILE

BY HAGENOW,  
VANDER LINDEN,  
FORRISTALL, J. TAYLOR,  
FRY, KLEIN, HUSEMAN,  
KAUFMANN, PEARSON, and  
SODERBERG

**A BILL FOR**

1 An Act providing for a special civil war sesquicentennial motor  
2 vehicle registration plate, establishing fees, and making an  
3 appropriation.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
TLSB 2257HH (4) 84  
dea/nh



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1 1 Section 1. Section 321.34, Code 2011, is amended by adding  
1 2 the following new subsection:

1 3 NEW SUBSECTION. 25. Civil war sesquicentennial plates.

1 4 a. An owner referred to in subsection 12, upon written  
1 5 application to the department, may order special registration  
1 6 plates with a civil war sesquicentennial processed emblem. The  
1 7 emblem shall be designed by the department in consultation with  
1 8 the Iowa civil war sesquicentennial advisory committee.

1 9 b. The special plate fees collected by the director under  
1 10 subsection 12, paragraphs "a" and "c", from the issuance and  
1 11 annual validation of letter=number designated and personalized  
1 12 civil war sesquicentennial plates shall be paid monthly to the  
1 13 treasurer of state and deposited in the road use tax fund. The  
1 14 treasurer of state shall transfer monthly from the statutory  
1 15 allocations fund created under section 321.145, subsection 2,  
1 16 to the department of cultural affairs the amount of the special  
1 17 fees collected under subsection 12, paragraph "a", in the  
1 18 previous month for civil war sesquicentennial plates, and such  
1 19 funds are appropriated to the department of cultural affairs to  
1 20 be used for the Iowa battle flag project.

1 21 Sec. 2. Section 321.145, subsection 2, paragraph b,  
1 22 subparagraph (3), Code 2011, is amended to read as follows:

1 23 (3) The amounts required to be transferred pursuant to  
1 24 section 321.34 from revenues available under this subsection  
1 25 shall be transferred and credited as provided in section  
1 26 321.34, subsections 7, 10, 10A, 11, 11A, 11B, 13, 16, 17, 18,  
1 27 19, 20, 20A, 20B, 21, 22, 23, ~~and~~ 24, and 25 for the various  
1 28 purposes specified in those subsections.

1 29 EXPLANATION

1 30 This bill provides for the issuance of a special motor  
1 31 vehicle registration plate honoring the sesquicentennial of the  
1 32 civil war. The department of transportation, in consultation  
1 33 with the Iowa civil war sesquicentennial advisory committee, is  
1 34 required to design a processed emblem for the special plate.

1 35 Fees for the special civil war sesquicentennial plate will



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2 1 be the standard fees provided in current law for special  
2 2 registration plates. The initial fee for issuance of special  
2 3 plates is \$25. An applicant for personalized special plates  
2 4 must pay a \$25 personalized plate fee in addition to the \$25  
2 5 special plate fee. The renewal fee for special plates is  
2 6 \$5 in addition to the regular annual registration fee for  
2 7 the vehicle. For renewal of personalized special plates,  
2 8 an additional \$5 personalized plate renewal fee applies in  
2 9 addition to the \$5 special plate renewal fee and the annual  
2 10 registration fee. All registration fees are deposited in the  
2 11 road use tax fund.  
2 12 The bill directs that an amount equal to \$25 from each civil  
2 13 war sesquicentennial plate fee and \$5 from each renewal fee be  
2 14 credited from the statutory allocations fund to the department  
2 15 of cultural affairs. The fees are appropriated for purposes  
2 16 of the Iowa battle flag project, which is administered by the  
2 17 state historical society.

LSB 2257HH (4) 84

dea/nh



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## House File 332 - Introduced

HOUSE FILE  
BY HANSON

### A BILL FOR

1 An Act requiring the use of safety helmets by certain young  
2 persons operating motorized bicycles, and making penalties  
3 applicable.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
TLSB 2618YH (2) 84  
dea/nh



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1 1 Section 1. Section 321.275, Code 2011, is amended by adding  
1 2 the following new subsection:

1 3 NEW SUBSECTION. 9. Motorized bicycle operators ====  
1 4 helmets. A person who is under seventeen years of age shall  
1 5 wear a properly adjusted and fastened safety helmet when  
1 6 operating a motorized bicycle. The safety helmet shall be  
1 7 worn at all times when the motorized bicycle is in motion.  
1 8 For purposes of this subsection, "safety helmet" means a  
1 9 motorcycle safety helmet that complies with the standards and  
1 10 specifications established under 49 C.F.R. { 571.218.

1 11 Sec. 2. Section 805.8A, subsection 6, paragraph b, Code  
1 12 2011, is amended to read as follows:

1 13 b. Section 321.275, subsections 1  
1 14 through 7 and subsection 9 § 35.

1 15 EXPLANATION

1 16 This bill requires a person under 17 years of age to wear  
1 17 a safety helmet when operating a motorized bicycle. The bill  
1 18 specifies that the safety helmet must meet federal standards  
1 19 for motorcycle helmets and must be worn by the driver at all  
1 20 times when the motorized bicycle is in motion.

1 21 Pursuant to current law, a violation of motorized bicycle  
1 22 operating requirements is a simple misdemeanor punishable by a  
1 23 scheduled fine of \$35.

1 24 In addition, a violation of the helmet requirement  
1 25 qualifies as a moving violation and, as such, is grounds for  
1 26 cancellation of the person's license to operate a motorized  
1 27 bicycle. A person whose license is canceled may reapply for  
1 28 a license after 30 days. If the person who violates the  
1 29 helmet requirement while operating a motorized bicycle has  
1 30 an instruction permit or intermediate driver's license, a  
1 31 conviction for a moving violation subjects the permittee or  
1 32 licensee to remedial driver improvement action and may be cause  
1 33 for suspension of the license or permit. If the person has a  
1 34 special minor's license, or "school" license, a conviction for  
1 35 a moving violation is grounds for license suspension at the



**Iowa General Assembly**  
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House File 332 - Introduced continued

2 1 discretion of the department of transportation, and two such  
2 2 violations result in mandatory revocation of the license.  
LSB 2618YH (2) 84  
dea/nh



Iowa General Assembly  
Daily Bills, Amendments & Study Bills  
February 18, 2011

## House File 333 - Introduced

HOUSE FILE  
BY CHAMBERS

### A BILL FOR

1 An Act relating to the injured veterans grant program.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
TL5B 2402YH (2) 84  
aw/sc





**Iowa General Assembly  
Daily Bills, Amendments & Study Bills  
February 18, 2011**

House File 333 - Introduced continued

PAG LIN

1 1 Section 1. Section 35A.14, subsection 5, Code 2011, is  
1 2 amended by adding the following new paragraph:  
1 3 NEW PARAGRAPH. d. A seriously injured veteran meeting  
1 4 all other requirements of this section may receive additional  
1 5 grants for subsequent, unrelated injuries that meet the  
1 6 requirements of this section.

1 7 EXPLANATION

1 8 This bill allows for a seriously injured veteran who has  
1 9 previously received an injured veterans grant to receive  
1 10 additional grants from the injured veterans grant program for  
1 11 subsequent, unrelated injuries which meet the requirements of  
1 12 the program.

LSB 2402YH (2) 84

aw/sc